

7037-377:JJE:371000

**REMARKS**

Applicant requests reconsideration of the present application, amended claims, and recordation of the IDS.

Applicant has concurrently filed a Request for Continued Examination in order address the new grounds for rejection of the claims and to allow consideration of the IDS.

**Amendments to the Claims**

Applicant has amended the claims to place this application in condition for allowance, as will be described below.

In response to a Final Office action and telephonic communications with the Examiner, Applicant submitted a set of amended claims. These amended claims were hand delivered to the Office on September 20, 2005. In an Advisory Action dated October 12, 2005, the Examiner notified the Applicant that the claims were not entered into the record for two reasons.

1. The amended claims included an informatility in how the amendments to the claims were presented; and
2. The Applicant and Examiner agreed that the Examiner would not enter an Examiner's Amendment placing the claims in condition for allowance unless the Office also reviewed and made of record an IDS which was hand delivered to the Office at same time the amended claims were delivered. Because the Office could not consider the IDS, the Examiner did not file a an Examiner's Amendment. The Examiner's summary of a telephone conversation in which

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Applicant and the Examiner discussed the aforementioned issues is included in the Advisory Action mailed on October 12, 2005.

Accordingly, Applicant herein submits a set of claims which corrects the informalities of the earlier filed set of amended claims. Applicant respectfully requests consideration of these claims.

Consideration of Information Disclosure Statement

Applicant brings to the attention of the Examiner the IDS (including copies of several non-patent references) that were hand delivered to the Examiner on September 20, 2005. This IDS was not considered and therefore was not entered in to the record of this file. Applicant has enclosed a copy of that IDS citation list and cover letter and requests consideration of the references. This IDS is not accompanied by copies of foreign patents/patent application or the non-US art as these were hand delivered to the Office on September 20, 2005. If the Office requires re-submission of these papers, the Examiner is encouraged to contact the Applicant, in which case Applicant will supply these references.

Upon the earlier submission and the RCE filed herewith, Applicant requests that the IDS be considered and made of record.

Conclusion

Applicant respectfully requests reconsideration of the application including the attached amended claims and consideration of the enclosed IDS. Applicant believes that the amended claims are in condition for allowance and respectfully requests that these claims be placed in condition for allowance.

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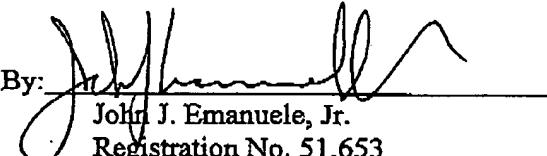
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If there are any issues which the Examiner believes can be most efficiently addressed telephonically, the Examiner is encouraged to contact the undersigned.

Respectfully submitted

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